

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on January 9, 2007
at 8:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)
Sen. David E. Wanzonried (D)

Members Excused:

Sen. Gerald Pease (D)
Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 67, 1/5/2007; SB 5, 1/5/2007;
SB 15, 1/5/2007; SB 73, 1/5/2007
Executive Action: None.

HEARING ON SB 67

Opening Statement by Sponsor:

00:00:40 **SEN. DAVID WANZENRIED (D), SD 49**, opened the hearing on **SB 67**, Prohibit price gouging on essential goods or services during emergencies.

EXHIBIT(jus05a01)

Proponents:

00:04:20 Mike McGrath, Attorney General

00:10:21 Ann Brodsky, Legal Counsel for the Governor

Opponents:

00:12:20 Ronnie Alexander, Represents Convenient Stores Association

EXHIBIT(jus05a02)

00:25:14 Roy Morris, Owner of wholesale business & convenient stores

00:33:37 Dennis Lopach, Lawyer

EXHIBIT(jus05a03)

00:38:57 David Galt, Montana Petroleum Association

00:40:43 David Hoffman, PPL Montana

EXHIBIT(jus05a04)

EXHIBIT(jus05a05)

00:43:19 Jeff Feiss, Montana Telecommunications

Informational Testimony:

00:45:11 Jim Smith, Montana County Attorneys Association

EXHIBIT(jus05a06)

00:47:30 Greg VanHorssen, State Farm Insurance Company

Questions from Committee Members and Responses:

00:49:34 Sen. McGee to Sen. Wanzenried
00:50:43 Deferred to Pam Bucy, Department of Justice
00:58:15 Sen. McGee to Sen. Wanzenried
00:58:43 Sen. O'Neil to Ann Brodsky
01:01:04 Sen. O'Neil to Mike McGrath
01:02:44 Sen. Moss to Sen. Wanzenried
01:05:01 Deferred to Pam Bucy
01:06:47 Sen. Perry to Sen. Wanzenried
01:08:32 Deferred to Pam Bucy
01:11:33 Sen. Perry to Pam Bucy
01:15:48 Sen. Juneau to Sen. Wanzenried
01:16:51 Deferred to Pam Bucy
01:19:20 Deferred to Mike McGrath
01:19:57 Sen. Laslovich to Mike McGrath

Closing by Sponsor:

01:21:58 Sen Wanzenried

HEARING ON SB 5

Opening Statement by Sponsor:

01:25:05 **SEN. DAN WEINBERG (D) , SD 2**, opened the hearing on **SB 5**, Regulate use of unmarked police vehicles.

Proponents:

01:29:33 Pam Bucy, Assistant Attorney General, Department of Justice
01:31:05 Jim Kembel, Montana Association of Chiefs of Police

Opponents:

01:32:04 Jim Cashell, Cascade County Sheriff's Office

Informational Testimony:

01:32:47 Tim Shanks

Questions from Committee Members and Responses:

01:33:45 Sen. Shockley to Sen. Weinberg

01:34:50 Sen. Shockley to Pam Bucy

EXHIBIT(jus05a07)

01:36:21 Sen. Shockley to Jim Cashell

01:37:46 Sen. Juneau to Sen. Weinberg

01:41:47 Sen. Williams to Sen. Weinberg

Closing by Sponsor:

01:43:45 Sen. Weinberg

01:49:44 Break

01:59:30 Resume

HEARING ON SB 15

Opening Statement by Sponsor:

01:59:56 **SEN. JOSEPH (JOE) TROPILA (D), SD 13**, opened the hearing on **SB 15**, Prohibit picketing at funerals.

Proponents:

02:01:42 Jim Jacobsen, Legislative Commissioner, American Legion

02:04:20 Merv Gunderson, American Legion

EXHIBIT(jus05a08)

02:07:47 Daniel Antonietti, American Veterans Affairs

02:08:33 Nathan Zussblatt, American Legion
02:08:55 James Heffernan, American Legion
02:12:02 Sue Bartman, Chaplain, American Auxiliary, Manhattan
02:13:34 Bill Furois, Legislative Chairman, American Veterans
02:14:06 Douglas Brown, Veteran
02:15:01 Travis Hardy, friend of deceased soldiers
02:17:39 Kathryn Hosbein
02:18:11 Roger Hagen, National Guard Associations

EXHIBIT(jus05a09)

02:20:27 Dan Flynn, International Brotherhood of Electrical
Workers Local 44

Opponents:

02:20:56 Scott Crichton, American Civil Liberties Union of
Montana

EXHIBIT(jus05a10)

02:26:08 John Barrows, Montana Newspapers Association

Informational Testimony: None.

Questions from Committee Members and Responses:

02:27:50 Sen. Perry to Sen. Tropila
02:32:16 Sen. O'Neil to Sen. Tropila
02:35:07 Sen. Moss to Scott Crichton
02:36:44 Sen. Juneau to Sen. Tropila
02:38:23 Deferred to Scott Crichton

Closing by Sponsor:

02:39:49 Sen. Tropila

HEARING ON SB 73

Opening Statement by Sponsor:

02:41:54 **SEN. DAN MCGEE (R), SD 29**, opened the hearing on **SB 73**,
Notice to debtor of intended removal of lien filing
with state.

Proponents:

02:43:44 Michael O'Brien, Secretary of State's Office

[EXHIBIT\(jus05a11\)](#)

[EXHIBIT\(jus05a12\)](#)

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

02:49:45 Sen. Williams to Sen. McGee

02:50:33 Sen. O'Neil to Sen. McGee

02:53:51 Sen. Shockley to Michael O'Brien

02:54:56 Sen. Perry to Michael O'Brien

02:56:03 Sen. O'Neil to Michael O'Brien

Closing by Sponsor:

02:57:49 Sen. McGee

02:59:02 Sen. Moss

ADJOURNMENT

Adjournment: 11:39 A.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus05aad.pdf](#))